

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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OXFORD HEALTH INSURANCE, INC.,
OXFORD HEALTH PLANS (NY), INC.,
UNITED HEALTHCARE INSURANCE
COMPANY OF NEW YORK, INC. and
UNITED HEALTHCARE SERVICES, INC.

Civil Action No.
13-CV-375 (AKH) (KNF)

NOTICE OF MOTION

Plaintiffs,

- against -

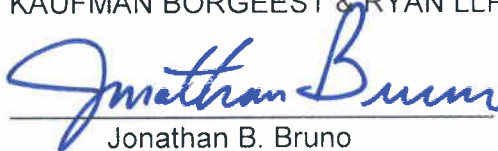
DANIEL HAMNER, M.D., DANIEL HAMNER
PHYSICIAN, P.C., DANIEL HAMNER, M.D., P.C.,
THE ESTATE OF ANNE M. CHRISTOPHER,
RICHARD HAMNER, ERIKA MACBRIDE,
RAINA HAMNER and RAE BAYMILLER,

Defendants.
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PLEASE TAKE NOTICE that upon the attached Affidavit of Jonathan B. Bruno, sworn to on the 4th day of September 2013, the exhibit annexed thereto, and the accompanying Memorandum of Law, Defendants Daniel Hamner, M.D., Daniel Hamner Physician, P.C., Daniel Hamner, M.D., P.C., Richard Hamner, Erika Macbride, Raina Hamner, and Rae Baymiller, by their attorneys, KAUFMAN BORGEESE & RYAN LLP, will move this Court before the Honorable Alvin K. Hellerstein in Courtroom 14D of the United States District Court for the Southern District of New York, Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, New York, New York 10007, on October 4, 2013 at 10:00 am, for an Order dismissing Plaintiff's Amended Complaint pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure.

Dated: New York, New York
September 4, 2013

KAUFMAN BORGEESE & RYAN LLP



Jonathan B. Bruno
Stephanie B. Gitnik
Alex N. Niederman

Attorneys for Defendants

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